

Before the
Federal Communications Commission
Washington, D.C. 20554

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| In re Applications of |) | MM Docket No. 93-241 |
| |) | |
| DARRELL BRYAN |) | File No. BPH-920109MA |
| |) | |
| SBH PROPERTIES, INC. |) | File No. BPH-920123MD |
| |) | |
| |) | |

For Construction Permit for
New FM Channel 276A
Tusculum, Tennessee

To: Honorable John M. Frysiak
Administrative Law Judge

DIRECT WRITTEN CASE OF
SBH PROPERTIES, INC

Exhibit

Title

| | |
|-----|-----------------------------------|
| 1 ✓ | Statement Regarding the Applicant |
| 2 ✓ | Statement of William H. Seaver |
| 3 ✓ | Statement of J. Kent Bewley |
| 4 ✓ | Statement of L. Paul Hite |
| 5 ✓ | Statement of William H. Seaver |

Respectfully Submitted

SBH PROPERTIES, INC.

By: 
Timothy K. Brady
Its Attorney

P.O. Box 986
Brentwood, TN 37027-0986
(615) 371-9367

July 26, 1994

STATEMENT REGARDING THE APPLICANT

1. SBH Properties, Inc. is a corporation, organized under the laws of the State of Tennessee. It has 750 issued and outstanding shares, consisting of 250 shares of Class A voting stock and 500 shares of Class B nonvoting stock. All of the authorized shares of Class A voting stock have been issued to William H. Seaver and all of the authorized shares of Class B nonvoting stock have been issued in the amounts indicated to L. Paul Hite (250 shares) and J. Kent Bewley (250 shares). Accordingly, the equity ownership percentage of each owner is: William H. Seaver (33.33%), Leonard P. Hite (33.33%) and J. Kent Bewley (33.33%), with William H. Seaver holding 100% of voting rights. William H. Seaver is President and a Director of SBH Properties, Inc. and his wife, Wilma S. Seaver, is Secretary and a Director. There are no other officers or directors.

2. Neither SBH Broadcasting, Inc., as a legal entity, nor any of its officers, directors or shareholders has any attributable interest, whether legal or beneficial, direct or indirect, in any broadcast facility or any other outlet of mass communications, nor do any members of the immediate families of such persons hold any such interests.

Federal Communications Commission

Docket No. 93-241 Exhibit No. 1

Presented by SBH Properties Inc.

Disposition

Identified 7/26/94

Received _____

Rejected _____

Reporter

Date 7/26/94

Jeffrey M. Yuter
[Signature]

3. SBH Properties, Inc. will operate the proposed station on a fulltime (24 hour, 7 day per week, 365 day per year) basis. SBH Properties, Inc. will install and utilize emergency power generators at both its studio and transmitter sites to insure uninterrupted operation in the event of local power outages. Although not intending to place any limitation on Mr. Seaver's integration pledge, SBH Properties, Inc. pledges that it will own and operate the new Tusculum FM station for no less than five years and that Mr. Seaver will continue to be integrated as General Manager for no less than five years.

Pursuant to Section 1.16 of the Rules and Regulations of the Federal Communications Commission, the undersigned declares under penalty of perjury that the foregoing "Statement Regarding the Applicant" is true and correct.

Signed and dated this 21 day of January, 1994.


WILLIAM SEAVER
PRESIDENT

STATEMENT OF WILLIAM H. SEAVER

1. William H. Seaver, President, Director and sole voting shareholder of SBH Properties, Inc., will be integrated into the management and operation of the proposed station on a fulltime (minimum 40 hours per week), permanent basis in the role of General Manager. His duties will include supervision of all phases of station operation, including the supervision of the performance of all station employees. His duties will also include overseeing the continuing ascertainment of community needs and interests and formulating responsive programming to meet those needs and interests; formulating station policy and assuring station compliance with the Commission's Rules and Regulations. Mr. Seaver is currently employed, but will terminate his employment in the event SBH Properties, Inc.'s application is granted, so as to be in a position to devote full time to his position as General Manager. Other than his employment, Mr. Seaver has no business interests to which he devotes any time on a regular basis.

2. Mr. Seaver has previously resided in Tusculum, Tennessee, the proposed community of license, and within the primary service area of the proposed station. From 1944 to 1954,

Federal Communications Commission

Docket No. 93-241 Exhibit No. 2

Presented by SBH Properties, Inc.

Disposition { Identified 726-14
Received _____
Rejected _____

Reporter Jeffrey M. Galt

Date 7/26/94

he resided at 305 Oak Grove Avenue, Greeneville, Tennessee. From 1955 to September, 1962, he resided at Rt 8, Box 269, Tusculum, Tennessee. From September, 1962 through December, 1963, he resided at 2810 West Walnut, Johnson City, Tennessee. From September, 1964 to July, 1966, he resided on Watuagua Avenue in Johnson City, Tennessee. From July, 1966 through December, 1968, he resided on the Old Jonesboro Highway in Johnson City, Tennessee. Each of Mr. Seaver's former residences in Greeneville and Johnson City, Tennessee were within the primary service (60 dbu) contour of the proposed station.

3. Between March, 1964 and July, 1964, Mr. Seaver was on active duty with the United States Army at Fort Jackson, South Carolina and Fort Gordon, Georgia. During this time and during the time he was in college in Johnson City, Tennessee, he continued to maintain his permanent residence at Rt 8, Box 269, Tusculum, until moving to Pensacola, Florida in December, 1968. Christmas, 1968 is one of only two Christmases which Mr. Seaver has not spent at home in Tusculum. His mother continues to reside in the family home at Rt 8, Box 269, Tusculum, Tennessee, as did his father until his death in April, 1992, and Mr. Seaver has numerous other relatives residing in Tusculum and nearby. Inasmuch as both Mr. Seaver and his wife of 25 years are both

East Tennessee natives, they have always visited Tusculum on a regular basis, two to four times per year, while living in Florida. From 1979 through 1984, while living in Nashville and Knoxville, Tennessee, their visits to Tusculum were increased to every few weekends. Furthermore, Mr. Seaver's mother, a graduate of Tusculum College and a retired schoolteacher in the Greeneville School System, has made a regular practice of sending Mr. Seaver newspapers and newspaper articles of interest relating to the Tusculum area. Through this close contact, Mr. Seaver has remained well informed as to the needs and interests of his hometown. In the event SBH Properties, Inc.'s application is granted, Mr. Seaver will relocate his residence to Tusculum, Tennessee, and reside there on a fulltime, permanent basis.

4. Mr. Seaver has been involved in a number of religious, charitable and civic activities within the proposed community of license and the proposed service area, including the following. In 1950 Mr. Seaver started school in Greeneville at Roby Fitzgerald Elementary School and was a member of the Roby Band. He later attended Eastside Elementary. In 1957 he progressed to Greeneville Junior High, where he was a member of the Band, taking part in many fund raising projects. He was also a member of the Jr. High Basketball team, as well as a Rotary Midget

Basketball team. During 1958 and 1959, Mr. Seaver was a Member of the Order of De Molay in Greeneville and assisted local Shriners in their fundraising efforts. Mr. Seaver was a member of Asbury Methodist Church in Greeneville. He was a member of Methodist Youth Fellowship and was active in all church activities and fund raising events for the church, until going to college in 1962. Mr. Seaver was a Cub Scout in Greeneville and subsequently (in 1957 and 1958) a member of Tusculum Boy Scout Troop No. 71. As a member of the Tusculum Boy Scouts, he participated in many community and charitable activities. Mr. Seaver was involved in three political campaigns, as a campaign worker for his uncle, former Sheriff R.L. Seaver, during the late 1950's. In 1958 Bill Seaver served as a Tusculum Poll Worker. From 1957 through 1961, Mr. Seaver was a member of "The Presidents" Drum and Bugle Corps, sponsored by the Andrew Johnson Post 1990, Veterans of Foreign Wars in Greeneville. This group performed in all parades in Greeneville, as well as State functions in Nashville, and represented Greeneville in three corners of the United States, including Washington, D.C. He was also a member of the Greeneville High School Band in 1960 and 1961 and played basketball and ran track, while in high school.

From 1957 through 1958 Mr. Seaver was active in the United Christian Youth Council of Greeneville. Between 1955 and 1961, as an amateur photographer, Mr. Seaver took photographs in the Tusculum area for the local newspaper. His first business experience was working as a newspaper carrier in Tusculum for the Greeneville Daily Sun. During the early 1960's, Mr. Seaver was also active in many of the Greeneville City Recreation Commission programs such as Be a Better Teen-Ager. He was elected to serve as a city official during Be a Better Teenager Week. In 1960 and 1961 Mr. Seaver was an active member of the Greeneville Ham Radio Club, which worked closely with the Greene County rescue squad and provided other services to the community. While enrolled in East Tennessee State University (1964-66), Mr. Seaver received a second year honor for his involvement in the university radio station WETS. From 1964 through 1968 Mr. Seaver was a member of the United States Army Reserve in Johnson City, Tennessee, attending reserve meetings on weekends. During summer camps at various military posts in 1964-1967, Mr. Seaver served as Public Information Officer for the Johnson City reserve unit, taking pictures and writing articles on activities for the local newspaper and radio stations back home. All of the above activities were undertaken within either the community of license

or the within the primary service (60 dbu) contour of the station proposed by SBH Properties, Inc. service area of the proposed station.

6. Mr. Seaver has experience in all phases of commercial radio operations, which he has acquired over the past 31 years. From 1963 to 1964, Mr. Seaver was employed at WETS(AM), Johnson City, Tennessee, as an announcer, responsible for air announcing and production. From 1964 to 1966, Mr. Seaver was employed at WJCW-AM/FM, Johnson City, Tennessee, as an announcer, responsible for air announcing and production. From 1966 to 1968, Mr. Seaver was employed at WJSO(AM), Jonesborough, Tennessee, as an announcer, responsible for air announcing and production. Between 1968 and 1979, Mr. Seaver was employed at WBSR(AM), Pensacola, Florida, in various capacities. Mr. Seaver began at WBSR(AM) as morning air personality. From 1970-75, he was responsible for advertising sales. From 1975-76, he held the position of Sales Manager, supervising the sales efforts of the station and a staff of six people. From 1976 to 1979, he was Vice President and General Manager of WBSR, having overall responsibility for station operations and ultimate responsibility for the hiring, firing and supervision of all personnel. Between 1979 and 1982, Mr. Seaver was Vice President and General Manager of WMAK(AM),

Nashville, and WBYQ(FM), Hendersonville, Tennessee. As such, he was responsible for overall operation and management of the stations and had ultimate responsibility for the supervision of all personnel, making employment decisions and establishing and implementing policy. From 1982 through 1984, Mr. Seaver was Vice President and General Manager of WSEV(AM) and WMYU(FM), Seiverville, Tennessee, in which capacity he was responsible for overall operation and management of the stations and had ultimate responsibility for the supervision of all personnel, making employment decisions and establishing and implementing policy. From 1985 to 1987, Mr. Seaver was employed at WCOA(AM) and WJLQ(FM), Pensacola, Florida, in sales, in which capacity he was responsible for advertising sales. From 1987 through 1988, Mr. Seaver was employed at WABB(FM), Mobile, Alabama, as an account executive, responsible for advertising sales. From September, 1992 through November, 1992, Mr. Seaver was employed at WLGH(FM), DeFuniak Springs, Florida, as an account executive, responsible for advertising sales.

Pursuant to Section 1.16 of the Rules and Regulations of the Federal Communications Commission, the undersigned declares under penalty of perjury that the foregoing "Statement of William H. Seaver" is true and correct.

Signed and dated this 21 day of January, 1994.


WILLIAM SEAVER

STATEMENT OF J. KENT BEWLEY

1. J. Kent Bewley, a nonvoting shareholder of SBH Properties, Inc., has resided all his life in Greeneville, Tennessee. From 1943 to 1950, his residence was located on the Newport Highway in Greeneville. From 1950 to 1973 he resided at 1105 Tusculum Blvd., Greeneville. From 1973-78 he resided at 828 Rosebud Drive, Greeneville. Since 1978 he has resided at Rt 7, Box 550, Greeneville. Each of Mr. Bewley's residences in Greeneville have been located within the primary service (60 dbu) contour of the station proposed by SBH Properties, Inc. In the event that SBH Properties, Inc.'s application is granted, Mr. Bewley will continue to reside within the primary service (60 dbu) contour of the proposed Tusculum station.

2. Mr. Bewley has been involved in a number of religious, charitable and civic activities within the proposed community of license and the proposed service area, including the following. Mr. Bewley has been a member of the Tusculum College Board of Trustees since 1988. He has been a member of the Asbury United Methodist Church in Greeneville since 1950 and has been a member of the Administrative Board of the Church since 1970. Mr. Bewley has been a member of the Board of Directors of Andrew Johnson

Federal Communications Commission

Docket No. 93-241 Exhibit No. 3

Presented by SBH Properties, Inc.

Disposition

Identified 7-26-94

Received

Rejected

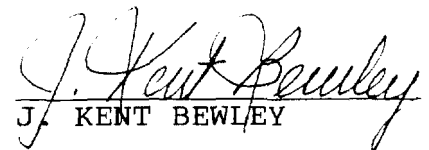
Reporter Jeffrey M. Ventres

Date 7-26-94

Bank in Greeneville, since 1979 and was elected Chairman of the Board in 1993. Mr. Bewley has been a member of the Greeneville Industrial Bond Board since 1970, appointed by the the Mayor and Aldermen. Since 1978, he has been a member of the Greene County Foundation, a position to which he was also appointed by Mayor and Aldermen. He has been a Foundation Member of Takoma Hospital in Greeneville from 1989 to the present. Mr. Bewley was a member of the Board of the Holston Methodist Home for Children in Greene County from 1978 to 1984 and has been a member of that institution's Advisory Board from 1984 to the present. Mr. Bewley has been a Fundraising Campaign Member for the Boy Scouts of America for Greene County from 1969 to the present, served as Fundraising Campaign Chairman in 1980, 1982, 1986, 1987 and 1989 and was a member of the Board from 1974 to 1980. He has been a Foundation Member of East Tennessee State University since 1986. Mr. Bewley also has been a member for 25 years of the Greeneville-Greene County Chamber of Commerce and served on the Board of Directors from 1978 to 1982. Mr. Bewley is also a past president of Link Hills Country Club in Greeneville. All of the above activities were undertaken within either the community of license or the within the primary service (60 dbu) contour of the station proposed by SBH Properties, Inc. service area of the proposed station.

Pursuant to Section 1.16 of the Rules and Regulations of the Federal Communications Commission, the undersigned declares under penalty of perjury that the foregoing "Statement of J. Kent Bewley" is true and correct.

Signed and dated this 26th day of January, 1994.


J. KENT BEWLEY

STATEMENT OF L. PAUL HITE

1. L. Paul Hite, a nonvoting shareholder of SBH Properties, Inc., was born in Greene County, Tennessee, and has resided in Greene County between 1927 to 1945 and from 1947 to the present. From 1927 to 1945, Mr. Hite resided in Millburntown, Tennessee. From 1947 to 1957 he resided at various addresses in Greene County. From 1957 to 1967 he resided on Franklin Street in Greeneville, Tennessee. From 1967 to 1984 he resided in Sevier Heights, Greeneville. Since 1984 he has resided on Brentwood Drive in Greeneville. Each of Mr. Hite's residences in Millburntown, Greene County and Greeneville have been located within the primary service contour of the station proposed by SBH Properties, Inc. In the event that SBH Properties, Inc.'s application is granted, Mr. Hite will continue to reside within the primary service (60 dbu) contour of the proposed Tusculum station.

2. Mr. Hite has been involved in a number of religious, charitable and civic activities within the proposed community of license and the proposed service area, including the following. Mr. Hite served as an Alderman for the City of Greeneville, Tennessee from 1973 to 1980 and as Vice Mayor from 1976 to 1980.

Federal Communications Commission

Docket No. 93-241 Exhibit No. 4

Presented by SBI Properties, Inc.

Disposition

Identified 7-26-94

Received _____

Rejected _____

Reporter Jeffrey M. Yeter

Date 7/26/94

He was Chairman of the Greeneville Light & Power Board from 1976 to 1980, and has been a member of that Board from 1982 to the present. Mr. Hite was a member of the Board of First Tennessee Bank in Greeneville from 1968 to 1979. He has been a member of the Board of Andrew Johnson Bank in Greeneville since 1979 and has served as Chairman of full Board and Executive Board of Andrew Johnson Bank from 1986 to the present. Mr. Hite has been a member of the Greeneville-Greene County Chamber of Commerce for the past 25 years. He was a member of the Economical Development Board for Greene County from 1986 to 1993. He has been a member of the Reformation Lutheran Church in Greeneville since 1948 and has served on several Church boards. Mr. Hite is also a member of the Moose Lodge, the Elks Lodge and the Link Hills Country Club. All of the above activities were undertaken within either the community of license or the within the primary service (60 dbu) contour of the station proposed by SBH Properties, Inc. service area of the proposed station.